



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10**

1200 Sixth Avenue, Suite 900
Seattle, WA 98101-3140

MAR 27 2014

OFFICE OF
COMPLIANCE AND ENFORCEMENT

Reply To: OCE-127

Certified Mail - Return Receipt Requested

Gary Jacobson
Owner
AK Car Crushing and Recycling, LLC
572 South Vine Road
Wasilla, Alaska 99623

Re: **NOTICE OF VIOLATION**
AK Car Crushing and Recycling, LLC
EPA ID Number AKR 00020 5195

Dear Mr. Jacobson:

This Notice of Violation (NOV) is to inform AK Car Crushing and Recycling, LLC (Facility) of violations of the Resource Conservation and Recovery Act, as amended (RCRA). These violations were identified as a result of an inspection performed by the U.S. Environmental Protection Agency (EPA) on August 26, 2013, at AK Car Crushing and Recycling, LLC, Wasilla, Alaska. The inspection was performed pursuant to EPA inspection authority under Section 3007 of RCRA, 42 U.S.C. § 6927.

From the observations made during the inspection, the following RCRA violations were identified at the facility:

Violation 1: Failure to clearly label used oil storage units with the words "Used Oil"

40 C.F.R. § 279.22(c)(1) require that containers and above-ground tanks managing used oil must be labeled or marked clearly with the words "Used Oil."

During the inspection on August 26, 2013, EPA inspector observed a black above ground storage tank that contained used oil. This tank was not labeled with the words "used oil," in violation of 40 C.F.R. § 279.22(c)(1). Mr. Jacobson placed a used oil label on the tank following the inspection and provided photo via email. Therefore, this violation has been corrected.

Violation 2: Failure to properly respond to a release of used oil

The regulations at 40 C.F.R. § 279.22(d) require that, upon detection of a release, a generator clean up and manage properly the released used oil and other materials.

During the inspection on August 26, 2013, EPA inspector observed several areas of oil-stained soil, indicating that previous releases of oil had not been properly cleaned up. Failure to clean up a release of used oil upon detection is a violation of 40 C.F.R. § 279.22(d).

Required Action

The above violations may subject AK Car Crushing and Recycling, LLC to enforcement action under Section 3008 of RCRA, including the assessment of civil penalties. Within twenty (20) days of receipt of this NOV, the EPA requests that you submit a written response and/or photographs that identify actions you have taken or will take to correct the existing violation.

Please send all material submitted in response to this NOV to Xiangyu Chu by email at chu.xiangyu@epa.gov, or:

Xiangyu Chu
U.S. Environmental Protection Agency
Air-RCRA Compliance Unit, OCE-127
1200 Sixth Avenue, Suite 900
Seattle, WA 98101

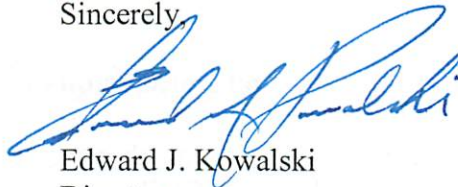
EPA Reservation of Rights

Notwithstanding this NOV or your response, EPA reserves the right to take any action pursuant to RCRA or any other applicable legal authority. Your response to this NOV does not constitute compliance with RCRA.

Nothing in this NOV or your response shall affect duties, obligations, or responsibilities with respect to Gunderson, LLC under local, state, or federal law or regulation.

Thank you for your prompt attention to this important matter. If you have questions regarding this NOV, please contact Xiangyu Chu or my staff at 206-553-2859 or chu.xiangyu@epa.gov.

Sincerely,



Edward J. Kowalski
Director